

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 149 be amended to read as follows:

1 Page 12, line 38, delete "or" and insert "**, child support, or**
2 **visitation, the juvenile court may terminate the child in need of**
3 **services proceeding or the juvenile delinquency proceeding.**

4 **(d) If:**
5 **(1) child custody, child support, or visitation is modified; and**
6 **(2) a child in need of services proceeding or a juvenile**
7 **delinquency proceeding is terminated;**
8 **under subsection (c), the court having concurrent original**
9 **jurisdiction under subsection (a) shall assume or reassume primary**
10 **jurisdiction of the case to address all other issues.**

11 **(e) An order modifying child custody, child support, or**
12 **visitation issued under this section survives the termination of the**
13 **child in need of services proceeding or the juvenile delinquency**
14 **proceeding."**

15 Page 12, delete line 39 through 42.

16 Page 13, line 21, delete "section:" and insert "**section, the juvenile**
17 **court may terminate the child in need of services proceeding or the**
18 **juvenile delinquency proceeding.**

19 **(d) If:**
20 **(1) paternity is created or modified; and**
21 **(2) a child in need of services proceeding or a juvenile**
22 **delinquency proceeding is terminated;**
23 **under subsection (c), the court having concurrent original**
24 **jurisdiction under subsection (a) shall assume or reassume primary**
25 **jurisdiction of the case to address all other issues.**

26 **(e) An order creating or modifying paternity under this section**
27 **survives the termination of the child in need of services proceeding**
28 **or the juvenile delinquency proceeding."**

29 Page 13, delete lines 22 through 29.

30 Page 19, between lines 37 and 38, begin a new paragraph and insert:
31 **"(d) If the juvenile court closes the child in need of services case**

1 **after creating a guardianship, the juvenile court order survives the**
2 **closure of the child in need of services case.**

3 **(e) If the juvenile court closes the child in need of services case**
4 **after creating a guardianship, the probate court may assume or**
5 **reassume jurisdiction of the guardianship and take further action**
6 **as necessary."**

(Reference is to SB 149 as printed January 29, 2010.)

Senator LAWSON C